STARK & STARK A PROFESSIONAL CORPORATION PO BOX 5315 PRINCETON, NEW JERSEY 08543-5315 (609) 896-9060

and

COHEN & GRESSER LLP 800 THIRD AVENUE NEW YORK, NEW YORK 10022 (212) 957-7600 Attorneys for Plaintiff

UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

INTEMPCO CONTROLS LTD.,

Plaintiff,

- against -

ENDRESS+HAUSER, INC., ENDRESS+HAUSER WETZER (USA), INC., ROCKWELL AUTOMATION, INC., PYROMATION, INC., JUMO GMBH & CO. KG, JUMO PROCESS CONTROL INC., TEL-TRU, INC., and TEL-TRU DOMESTIC INTERNATIONAL SALES CORP.,

Defendants.

Civil Action No. 2:10-cv-02152-SDW-MCA

## STIPULATION OF DISMISSAL

WHEREAS, Plaintiff Intempco Controls Ltd. and Defendants Tel-Tru, Inc. and Tel-Tru Domestic International Sales Corp. have entered into a Settlement Agreement and Release resolving this action and have agreed that all claims, defenses, and counterclaims asserted herein should be dismissed with prejudice.

IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned parties, through their representatives, and counsel that all claims, defenses, and counterclaims

asserted in this action be, and the same hereby are, dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(1). Each party shall bear its own costs and attorneys' fees. This Court shall retain jurisdiction to enforce the terms of the Settlement Agreement and Release.

## STIPULATED AND AGREED TO:

**COHEN & GRESSER LLP** 

Date: 2/25/11

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Attorneys for Plaintiff Intempco Controls Ltd.

HESLIN ROTHENBERG FARLEY & MESITI P.C.

By: ///

Date:  $\frac{2}{25/11}$ 

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Attorneys for Defendants Tel-Tru, Inc. and Tel-Tru Domestic International Sales Corp.

SO ORDERED this day of

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Honoral Susan D. Wigenton United States District Judge

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